

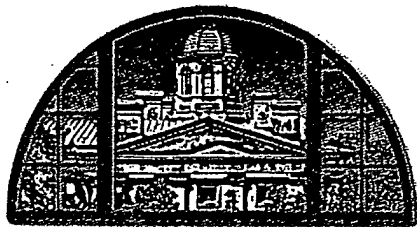
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OFFICE OF PETITIONS

FACSIMILE TRANSMITTAL COVER SHEET

DATE : January 20, 2009
OPERATOR : Allison Victor

TO : U.S. Patent and Trademark Office
ATTN: Dorethea Allen

FACSIMILE NO. : (571) 273-6317

FROM : Anton E. Skaugset

RE : Correction of Entity Status Under 37 C.F.R. 1.28(c)

Application No./ Patent No. : 10/569,584; 7,446,656

OUR FILE : SMTT 338

NO. OF PAGES : 4 (including cover sheet)

SPECIAL INSTRUCTIONS :

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PTO/SB/17 (10-08)

Approved for use through 06/30/2010. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2009		Complete if Known Application Number 10/569,584 Filing Date February 22, 2006 First Named Inventor Douglas H. Blakeway Examiner Name Van Thanh Trieu Art Unit 2612 Attorney Docket No. SMTT 338	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		RECEIVED JAN 23 2009 OFFICE OF PETITIONS	
TOTAL AMOUNT OF PAYMENT (\$) 790.00			

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____
☒ Deposit Account Deposit Account Number: 11-1540 Deposit Account Name: Kolisch Hartwell, PC
 For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	52	26
Each independent claim over 3 (including Reissues)	220	110
Multiple dependent claims	390	195
Total Claims	Extra Claims	Fee (\$)
- 20 or HP =	x	=
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims	Extra Claims	Fee (\$)
- 3 or HP =	x	=
HP = highest number of independent claims paid for, if greater than 3.		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)	Fees Paid (\$)
Other (e.g., late filing surcharge): Deficiency payment of Issue Fee pursuant to 37 C.F.R. 1.28(c)	790.00

SUBMITTED BY		
Signature	Registration No.	Telephone (503) 224-6655
Name (Print/Type) Anton E. Skaugset	(Attorney/Agent)	Date 38,617

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE OFFICE OF PETITIONS

In re Application of

Date: January 20, 2009

Douglas H. Blakeway

Patent No.: 7,446,656

Serial No. : 10/569,584

Our Docket No.: SMTT 338

Filed : February 22, 2006

For : ELECTRONIC LOCATION MONITORING SYSTEM

Attention: Dorethea Allen

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313

01/26/2009 DALLEN 00000001 111540 10569584

01 FC:1461 790.00 DA

Sir:

CORRECTION OF ENTITY STATUS UNDER 37 CFR § 1.28(c)

The issue fee for the above identified application was paid as a small entity on September 29, 2008. Applicants have since learned that they inadvertently claimed small entity status in error. Consequently, applicant hereby authorizes the Director to charge Deposit Account No. 11-1540 in the amount of \$790.00 to cover the deficiency in the payment of the issue fee. An itemization of the deficiency payment follows, pursuant to 37 CFR § 1.28(c)(2).

Type of fee	Amount paid as a small entity	Date payment was Made	Deficiency
Issue Fee	\$720.00	September 29, 2008	\$790.00
		Total Deficiency:	\$790.00

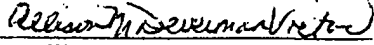
Applicants respectfully request that their error in claiming small entity status be excused.

Page 1 – CORRECTION OF ENTITY STATUS.

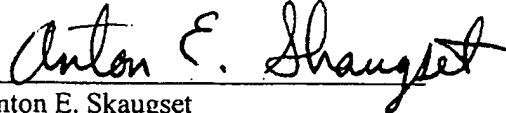
Our Docket – SMTT 338, Serial No. 10/569,584

**CERTIFICATE OF FACSIMILE
TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to: Attention: Dorethea Allen, Commissioner for Patents, at facsimile number (571) 273-6317 on January 20, 2009.


Allison M. Deverman Vietor

Respectfully submitted,
KOLISCH HARTWELL, P.C.


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Page 2 – CORRECTION OF ENTITY STATUS.
Our Docket – SMTT 338, Serial No. 10/569,584